Bayer 8890.4-KGB Le A 29 373-US-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS

LUTZ HEUER ET AL.

SERIAL NO.

TO BE ASSIGNED

FILED

HEREWITH

- A DIVISION OF -

APPLICANTS

LUTZ HEUER ET AL

SERIAL NO.

08/888,609

FILED

July 7, 1997

FOR

MICROBICIDAL COMPOSITIONS

ART UNIT

1617

EXAMINER

A. ROBINSON

July 10, 2001

Hon. Commissioner of Patents Washington, D.C. 20231

PRELIMINARY AMENDMENT

SIR:

Prior to examination, please amend the above-identified application as follows:

IN THE SPECIFICATION:

Insert as the first paragraph the following new paragraph: — This application is a

division of U.S. Serial No. 08/888,609, filed on July 7, 1997, now pending, which is, in turn, a continuation of U.S. Serial No. 08/542,566, filed on October 13, 1995, now abandoned, which is, in turn, a continuation of U.S. Serial No. 08/338,356, filed on November 14, 1994, now abandoned, which is, in turn, a continuation of U.S. Serial No. 08/128,450, filed on September 28, 1993, now abandoned. —

IN THE CLAIMS:

Cancel all of the claims in the application and substitute the following new claims:

- --7. An antimicrobial composition comprising a synergistically effective amount therefor of:
 - a) a first ingredient, which is α -(4-chlorophenyl)- α -(1-cyclopropylethyl)-1H-1,2,4-triazole-1-ethanol of the formula (I):

Early and favorable action is earnestly solicited.

Respectfully submitted,

NORRIS MCLAUGHLIN & MARCUS, P.A.

By_

Kurt G. Briscoe

Reg. No. 33,141

220 East 42nd Street 30th Floor New York, New York 10017 Phone: (212) 808-0700

Fax: (212) 808-0700